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17 Attorneys for Plaintiff,  
18 **BUSINESS INTEGRATION TECHNOLOGY, INC.**

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA

21 BUSINESS INTEGRATION  
22 TECHNOLOGY, INC.,

23 Plaintiff,

24 v.

25 MULESOFT, INC. & PHILIP T. BRADLEY,

26 Defendants.

27 *Hon. Elizabeth D. Laporte*

28 Case No.: 3:11-cv-04782-EDL

ORDER ON  
STIPULATION TO ENLARGE TIME FOR  
PLAINTIFF TO RESPOND TO  
DEFENDANTS' MOTION TO DISMISS  
AND TO STRIKE ALL OR PART OF  
PLAINTIFF'S SECOND AMENDED  
COMPLAINT

29 STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO  
30 DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART  
31 OF PLAINTIFF'S SECOND AMENDED COMPLAINT.

**STIPULATION & [PROPOSED] ORDER TO ENLARGE TIME FOR  
PLAINTIFF TO RESPOND TO DEFENDANTS' MOTION TO DISMISS AND TO  
STRIKE ALL OR PART OF PLAINTIFF'S SECOND AMENDED COMPLAINT**

Plaintiff, Business Integration Technology, Inc. (hereinafter "BIT"), hereby states as follows:

## RECITALS

- A. Plaintiff filed Document 70, its Second Amended Complaint, on December 19, 2011.
- B. Defendants' answer or other response to Document 70, pursuant to Federal Rule of Civil Procedure 15(a)(3), was due no later than January 3, 2012.
- C. Upon Stipulation of the Parties, (Document 74), and this Court's Order (Document 76), Defendants were granted an enlargement of time to respond, and specifically ten (10) additional days.
- D. Defendants filed their Motion to Dismiss Plaintiff's Second Amended Complaint, (Document 78).
- E. Plaintiff's response to Document 78, pursuant to this Court's Order, is due January 31, 2012.
- F. Plaintiff has sought Defendants' stipulation to the enlargement of time to file a response to Document 78 for ten (10) days, and no later than February 11, 2012.
- G. Defendants are agreeable to such enlargement of time.

**STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART OF PLAINTIFF'S SECOND AMENDED COMPLAINT.**

**STIPULATION**

Accordingly, the parties stipulate and agree as follows:

1. Plaintiffs response to Document 78 shall be filed and served no later than February 11, 2012.

Respectfully submitted,

## **CLAASSEN, Professional Corporation**

DATED: January 31, 2012

By: /s/ John S. Claassen, Esq.

John S. Claassen, Esq.

Attorney for Defendants

MULESOFT, INC. & PHILIP T. BRADLEY

Respectfully submitted,

## MOSER & MARSALEK, P.C.

Dated January 31, 2012

By: /s/ Philip L. Willman (Admitted Pro Hac)  
/s/ Jennifer A. Betz (Admitted Pro Hac)

Attorney for Plaintiff

## **BUSINESS INTEGRATION TECHNOLOGY, INC.**

Respectfully submitted,

**WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP**

Dated January 31, 2012

By: /s/ Francis Torrence  
FRANCIS TORRENCE (SBN: 154653)

Attorney for Plaintiff

## **BUSINESS INTEGRATION TECHNOLOGY, INC.**

**STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO  
DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART  
OF PLAINTIFF'S SECOND AMENDED COMPLAINT.**

~~PROPOSED~~ ORDER

For good cause shown, the above Stipulation of the Parties is adopted as the Order of the Court. Plaintiff shall file its response to Defendants' motion to dismiss by February 11, 2012. Defendants shall file their reply by February 18, 2012.

## IT IS SO ORDERED:

DATED: February 2, 2012

Elijah R. D. Laporte  
Elizabeth D. Laporte  
UNITED STATES MAGISTRATE JUDGE

Elizabeth D. Laporte  
UNITED STATES MAGISTRATE JUDGE

**STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO  
DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART  
OF PLAINTIFF'S SECOND AMENDED COMPLAINT.**

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5 **DECLARATION OF JENNIFER A. BETZ, ESQ.**

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7 I, Jennifer A. Betz, state as follows:

8 1. I am admitted *pro hac vice* to practice before this Court in this matter. I am one  
9 of the counsel of record of Plaintiff Business Integration Technology, Inc., in the above-  
10 captioned action. Unless otherwise indicated, I have personal knowledge of the facts alleged  
11 herein and could and would testify competently thereto if asked to do so.

12 2. I have sought on behalf of Plaintiff an enlargement of Plaintiff's time to answer or  
13 otherwise respond to Document 78 to accommodate professional conflicts.

14 3. I do not believe that the enlargement of time requested through the parties'  
15 stipulation will affect any existing deadlines imposed by the Court. The hearing in this matter is  
16 not until March 27, 2012.

17 I declare under penalty of perjury under the laws of the United States that the foregoing is  
18 true and correct. Executed this 31<sup>st</sup> day of January 2012 at St. Louis, Missouri.

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21 BY: /s/ Jennifer A. Betz  
22 JENNIFER A. BETZ, ESQ.  
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27 STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO  
28 DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART  
OF PLAINTIFF'S SECOND AMENDED COMPLAINT.

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7 **CERTIFICATION**  
8 I, Francis J. Torrence, Esq., am the ECF User whose identification and password are  
9 being used to file the STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND  
10 TO DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART OF  
11 PLAINTIFF'S SECOND AMENDED COMPLAINT (Local Civ. R. 6-1(b); and [PROPOSED]  
12 ORDER. In compliance with General Order 4.X.B, I hereby attest that John S. Claassen, Esq.  
13 has concurred in this filing.  
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18 Respectfully submitted, WILSON, ELSER, MOSKOWITZ,  
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20 Dated January 31, 2012 By: /s/ Francis Torrence  
FRANCIS TORRENCE (SBN: 154653)  
21 Attorney for Plaintiff  
22 **BUSINESS INTEGRATION**  
23 **TECHNOLOGY, INC.**  
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27 STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO  
DEFENDANTS' MOTION TO DISMISS AND TO STRIKE ALL OR PART  
OF PLAINTIFF'S SECOND AMENDED COMPLAINT.  
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